



Agenda Item Number: 2006-9-8A

BERNALILLO COUNTY BOARD OF COUNTY COMMISSIONERS

Meeting Date: September 26, 2006

Department: Public Works Division **Staff Contact:** Tim West, Deputy County Manager Public Works

TITLE: 2005 Legislative Cooperative Agreement

ACTION: Motion to approve:

1. First Amendment to the 2005 Legislative Cooperative Agreement for Commission District 4 Project ST-7601(300) CN C5T04.
2. Administrative Resolution **AR** **-2006** supporting the Capital Cooperative Agreement amending the project in the amount of \$100,000.

SUMMARY:

The Capital Cooperative Agreement containing the 2005 legislative appropriations was approved by the Board on December 13, 2005. The First Amendment to the Cooperative Agreement provides an additional \$100,000 to plan, design and construct road improvements, including paving, to Oakland Avenue from Ventura Street to Holbrook Street and from Holbrook Street to Eubank Boulevard and to Glendale Road from Holbrook Street to Eubank Boulevard NE in Bernalillo County.

The first amendment to the Capital Cooperative Agreement prepared by the New Mexico Department of Transportation and Administrative Resolution which provides the County's support of the amendment is required per the agreement. Local matching funds are not required. The Financial Resolution was approved by the Board on June 14, 2005 as part of the 2005-2006 mid-year budget adjustment. The Agreement will terminate on June 30, 2010.

ATTACHMENTS:

1. (4) Originals First Amendment to Capital Cooperative Agreement
2. Original Capital Cooperative Agreement
3. Administrative Resolution **AR** **-2006** supporting the Amended Capital Cooperative Agreement in the amount of \$100,000.

FISCAL IMPACT

Legislative Appropriations

BC03-588805-3005

\$100,000

Any project cost incurred in excess of \$100,000 will be funded with General Obligation Road Bonds.

STAFF ANALYSIS SUMMARY

COUNTY MANAGER

These additional state funds will allow for various street improvements in North Albuquerque Acres as sponsored by various legislatures from this district. I recommend Board approval. TL 9/19/2006

DEPUTY COUNTY MANAGER FOR PUBLIC WORKS

Additional funds in the amount of \$100,000 were appropriated for improvements to Oakland Avenue in North Albuquerque Acres by the State Legislature. The amendment to the Cooperative Agreement reflects the additional funds for improvements to Oakland Avenue. TW 9/13/06

LEGAL

Approved as to form only. Amendment contains appropriate language. Deborah S. Seligman, Legal 9/12/06

FINANCE

Budget	Funding for this project in the amount of \$100,000 is available from Legislative grants budgeted in BC03-588805-3005. No matching funds are required from the County unless the project exceeds \$100,000, which, if required, would come from the General Obligation Road Bond funds. Priscilla L. Gutierrez, Financial Services Administrator III 9/12/06
Purchasing	Proper purchasing procedures have been followed. R. Suazo, Purchasing Administrator 8/30/2006
Contracts	Contract Control Number 2006-0522 has been issued for the First Amendment to the 2005 Legislative Cooperative Agreement for Commission District 1 Project ST-7601(300) CN C5T04. R. Suazo, Purchasing Administrator 8/31/2006
Risk Management	No provision of this Agreement establishes any waiver of immunity from liability for alleged tortious conduct of any employee of the Department or the County arising from the performance of this Agreement apart from that set forth in the New Mexico Tort claims Act. David A. Baca, Risk Management, Administrator. 8/29/06